

THE CORPORATION OF THE TOWNSHIP OF RAMARA

BYLAW NO. 2005.72

BEING A BYLAW TO REGULATE THE SUPPLY OF WATER

WHEREAS Section 8 of the Municipal Act, 2001, c. M. 25, provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority.

AND WHEREAS Section 9 of the Municipal Act, 2001 provides that Sections 8 and 11 shall be interpreted broadly so as to confer broad authority on municipalities to: a) enable municipalities to govern their affairs as they consider appropriate; and b) enhance their ability to respond to municipal issues.

AND WHEREAS the Council of the Corporation of the Township of Ramara is desirous of implementing restrictions to regulate the use of water defined in municipal water areas and providing for penalties for non compliance.

AND WHEREAS the Council of the Corporation of the Township of Ramara is desirous of providing provisions to permit the issuance of a Watering Permit for watering of newly seeded or sodded lawns in municipal water areas.

NOW THEREFORE, the Council of the Township of Ramara hereby enacts as follows:

1. DEFINITIONS

1.1. *Council* means the Municipal Council for the Corporation of the Township of Ramara.

1.2. *Domestic Use* means any water used for the purpose of human habitation.

1.3. *Municipal Clerk* means the person appointed by bylaw to be the Clerk for the Corporation of the Township of Ramara.

1.4. *Occupant* means any person or persons over the age of 18 years in possession of the property.

1.5. *Owner* means the person who holds legal title to the property.

1.6. *Provincial Offences Officer* means a person or persons appointed by Council of the Township of Ramara to enforce the provisions of this bylaw.

1.7. *Township* means the Corporation of the Township of Ramara.

1.8. *Water Area* means a geographic area of land established by Council.

1.9. *Water Works System* means a water system operated by the Township to supply residents in areas where treated domestic water is available.

2. GENERAL PROVISIONS

- 2.1. If in the opinion of the Municipal Clerk a water shortage occurs, the Municipal Clerk may impose a ban to limit the use of water and may suspend any or all provisions of this bylaw until the matter can be brought before the Council at its next regularly scheduled meeting.
- 2.2. The Municipal Clerk shall impose a full ban on the use of water, except for domestic purposes, when the water flow reads 80% of its maximum usage of the Permit to Take Water for each water system.
- 2.3. Council may by motion, at a regularly scheduled or special meeting of Council, impose a ban to limit (or prohibit) the use of water and may suspend any or all provisions of this bylaw if, in Council's opinion, a watering shortage occurs.

3. PROHIBITIONS

- 3.1. No owner or occupant within the Davy Drive, Somerset/Knob Hill and Park Lane water areas, as further defined in Schedule "A" attached hereto, shall use or permit to be used any water from the water works system established and operated in the said area by the Township for the prohibited purpose of watering any lawn or garden or any non domestic use.
- 3.2. No owner or occupant within the Brechin/Lagoon City, South Ramara, Val Harbour and Bayshore Village water areas, as defined in Schedule "B" attached hereto, shall use or permit to be used any water from the water works system established and operated in the said area by the Township for the purpose of watering any lawn or garden, other than on alternate days as outlined below:
 - (a) Brechin/Lagoon City and Bayshore Village – using municipal house numbering:
 - (i) odd numbered houses on odd numbered days; and
 - (ii) even numbered houses on even numbered days.
 - (b) Val Harbour and South Ramara – using municipal green plated 911 numbering:
 - (i) odd numbered green plates on odd numbered days
 - (ii) even numbered green plates on even numbered days.
- 3.3. No owner or occupant within the water areas of Bayshore Village, Brechin/Lagoon City, South Ramara and Val Harbour, as defined in Schedule "B" attached hereto, shall water on consecutive days without obtaining a water permit under Section 4 of this bylaw.
- 3.4. No owner or occupant within the water areas of Bayshore Village, Brechin/Lagoon City, South Ramara and Val Harbour, as defined in Schedule "B" attached hereto, shall water during a watering ban or during the suspension of any or all provisions of the bylaw, imposed under section 2.1 or 2.2 of this bylaw.
- 3.5. No owner or occupant within the water areas of Bayshore Village, Brechin/Lagoon City, South Ramara and Val Harbour, as defined in Schedule "B" attached hereto, shall water any lawn or garden other than between the hours of 6:00 a.m. to 8:00 a.m. and 7:00 p.m. to 9:00 p.m.

4. WATERING PERMITS

- 4.1. The Municipal Clerk, Manager of Environmental Services or Provincial Offences Officers may issue a watering permit for a period of 9 consecutive days at a fee of:
- (a) \$60.00 for each single detached residential lot;
 - (b) \$60.00/lot for each lot within a condominium block or for each 90 feet of frontage.

5. ENFORCEMENT

- 5.1. Every person who contravenes the provisions of this bylaw is guilty of an offence and upon conviction is liable to a fine or penalty as provided by the Provincial Offences Act.
- 5.2. Every person who contravenes any provision of this bylaw is guilty of an offence and is liable to a fine as listed in Schedule "C" attached hereto and forming part of this bylaw.
- 5.3. Where a conviction is entered under Section 5, in addition to any other remedy or penalty provided by bylaw, the court in which the conviction has been entered, and any court of competent jurisdiction thereafter, may make an order prohibiting the continuation or repetition of the offence by the person convicted.

6. ENACTMENT

- 6.1. Schedules "A", "B" and "C" attached hereto shall be and form part of this bylaw.
- 6.2. Bylaw number 2002.66 and any bylaw contrary or inconsistent with this bylaw are hereby repealed.
- 6.3. All sections of this bylaw shall be deemed to be separate and independent and the invalidity of any section or provision thereof shall not affect the remaining sections of this bylaw.
- 6.4. This bylaw shall come into force and take effect on the date of passing.

BYLAW READ A FIRST, SECOND AND THIRD TIME AND PASSED THIS 29TH DAY OF AUGUST, 2005.

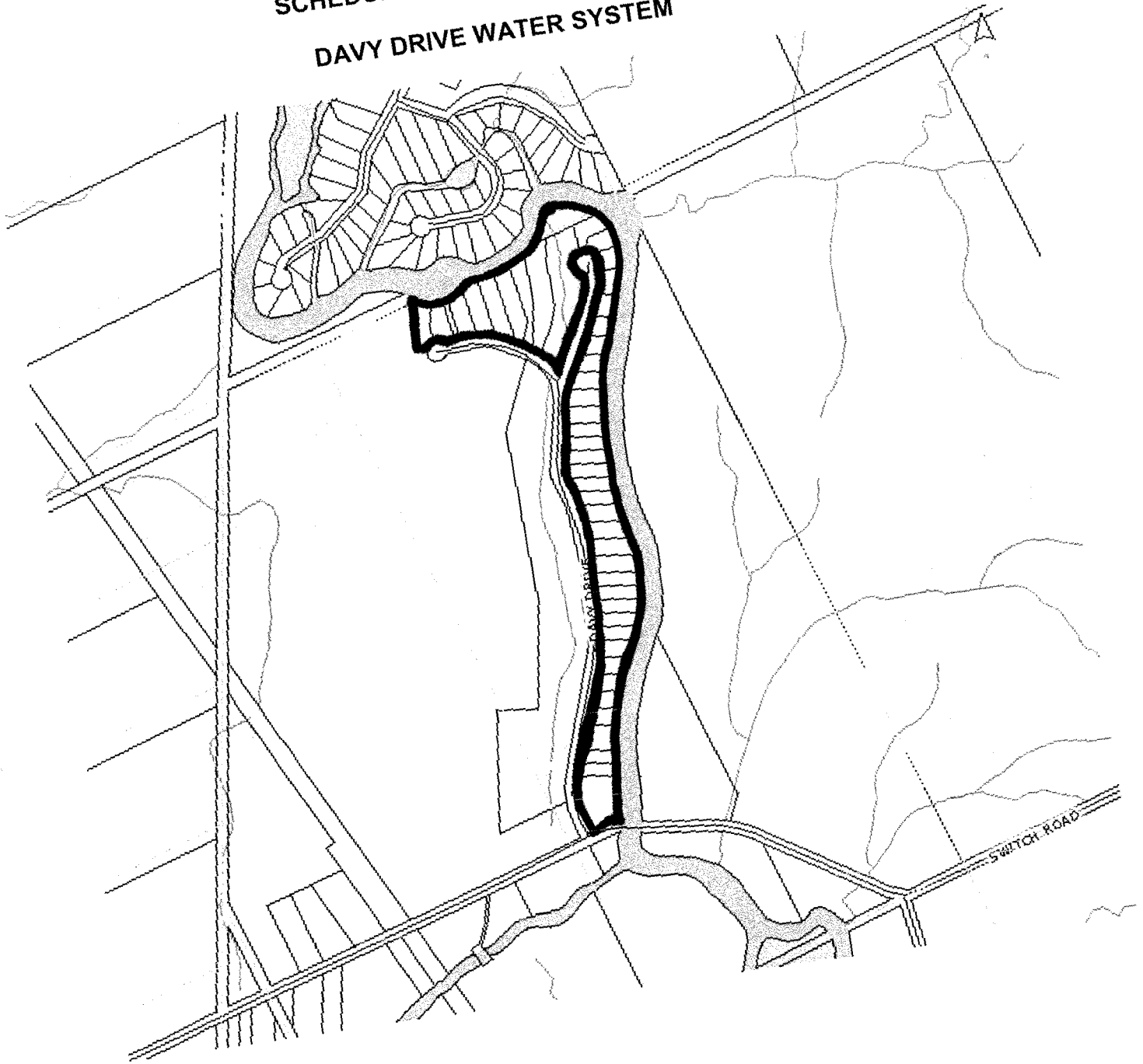


WILLIAM DUFFY, MAYOR



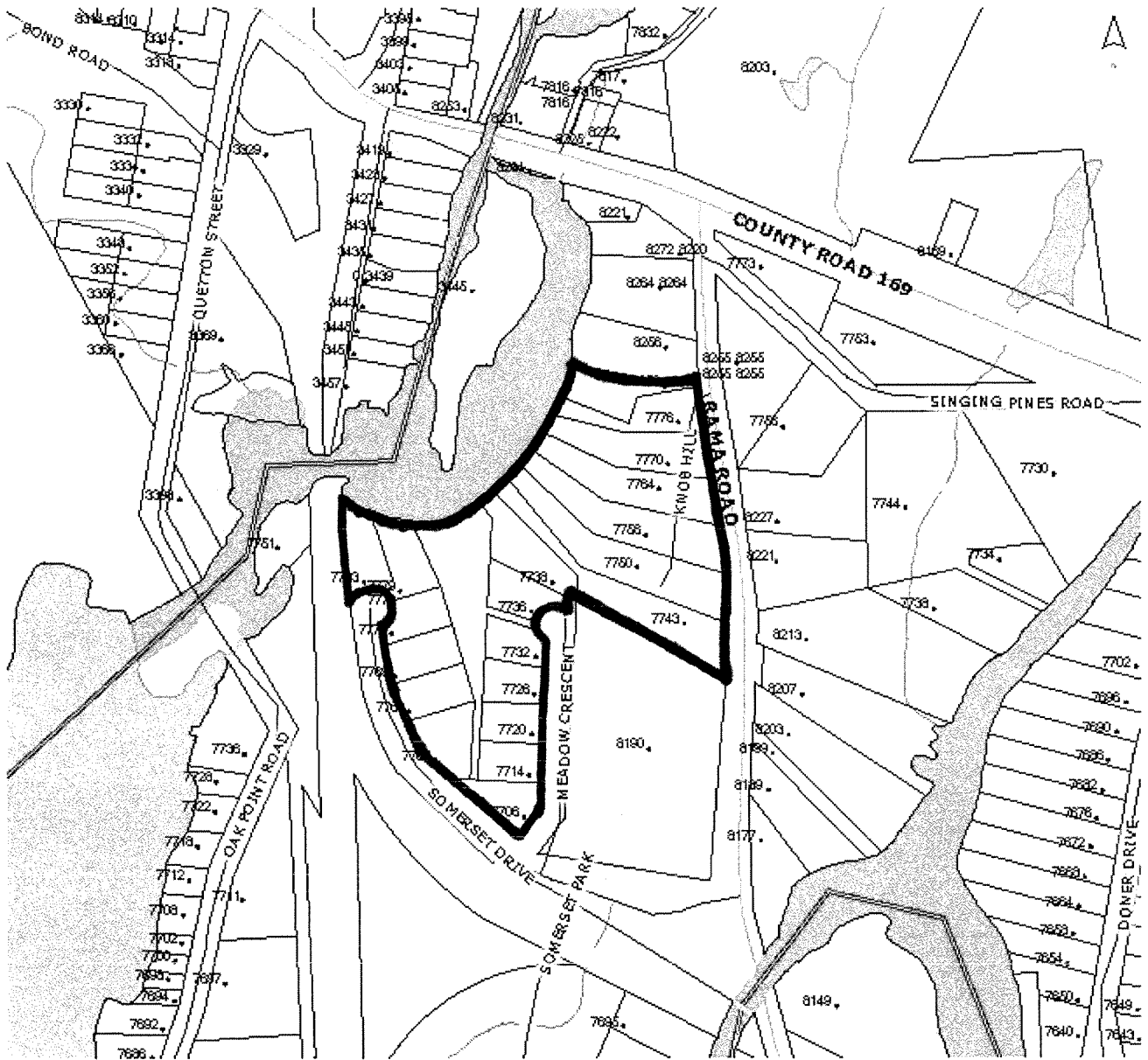
RICHARD P. BATES, CLERK

SCHEDULE "A" TO BYLAW 2005.72
DAVY DRIVE WATER SYSTEM



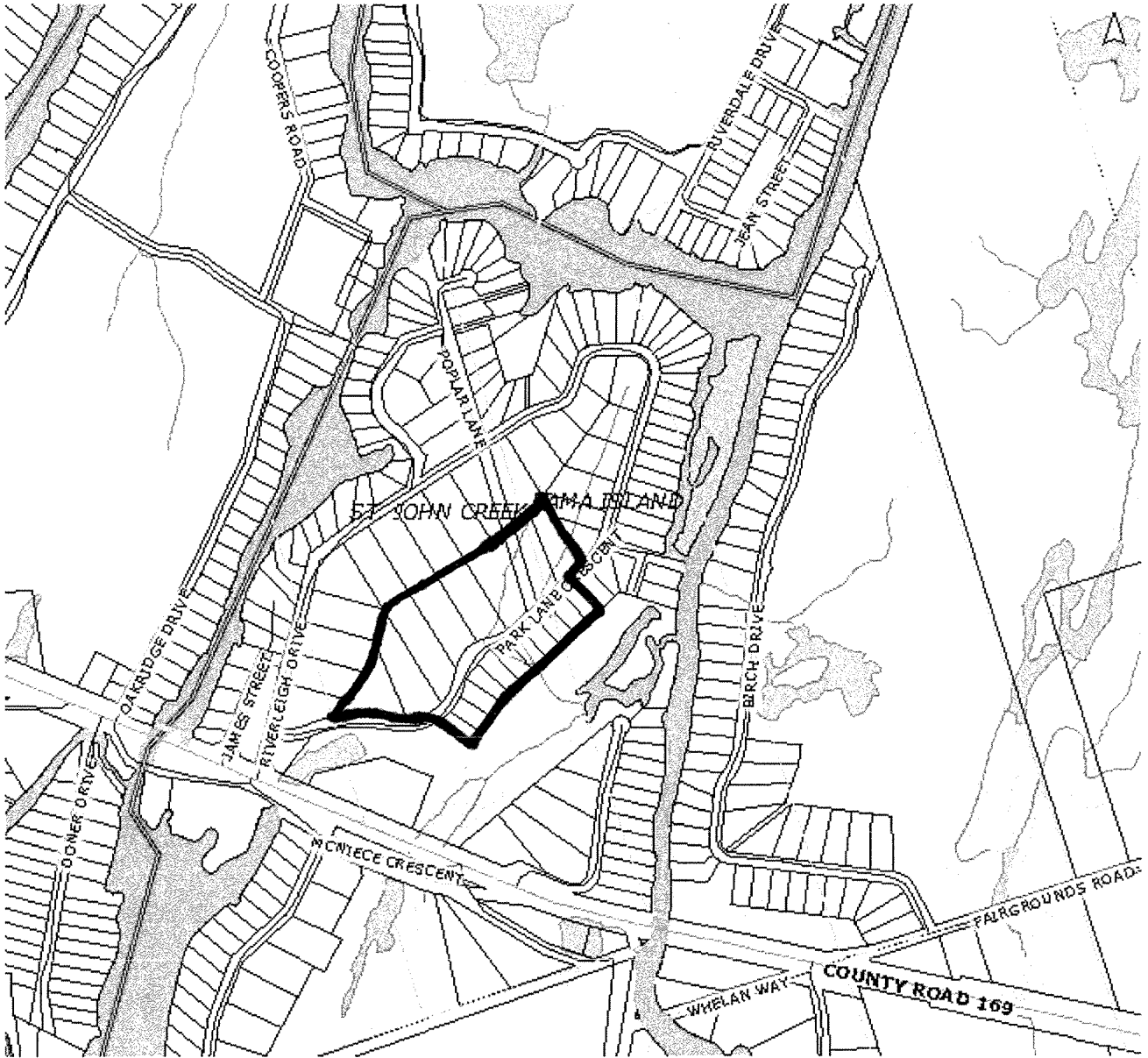
SCHEDULE "A" TO BYLAW 2005.72

SOMERSET/KNOB HILL WATER SYSTEM



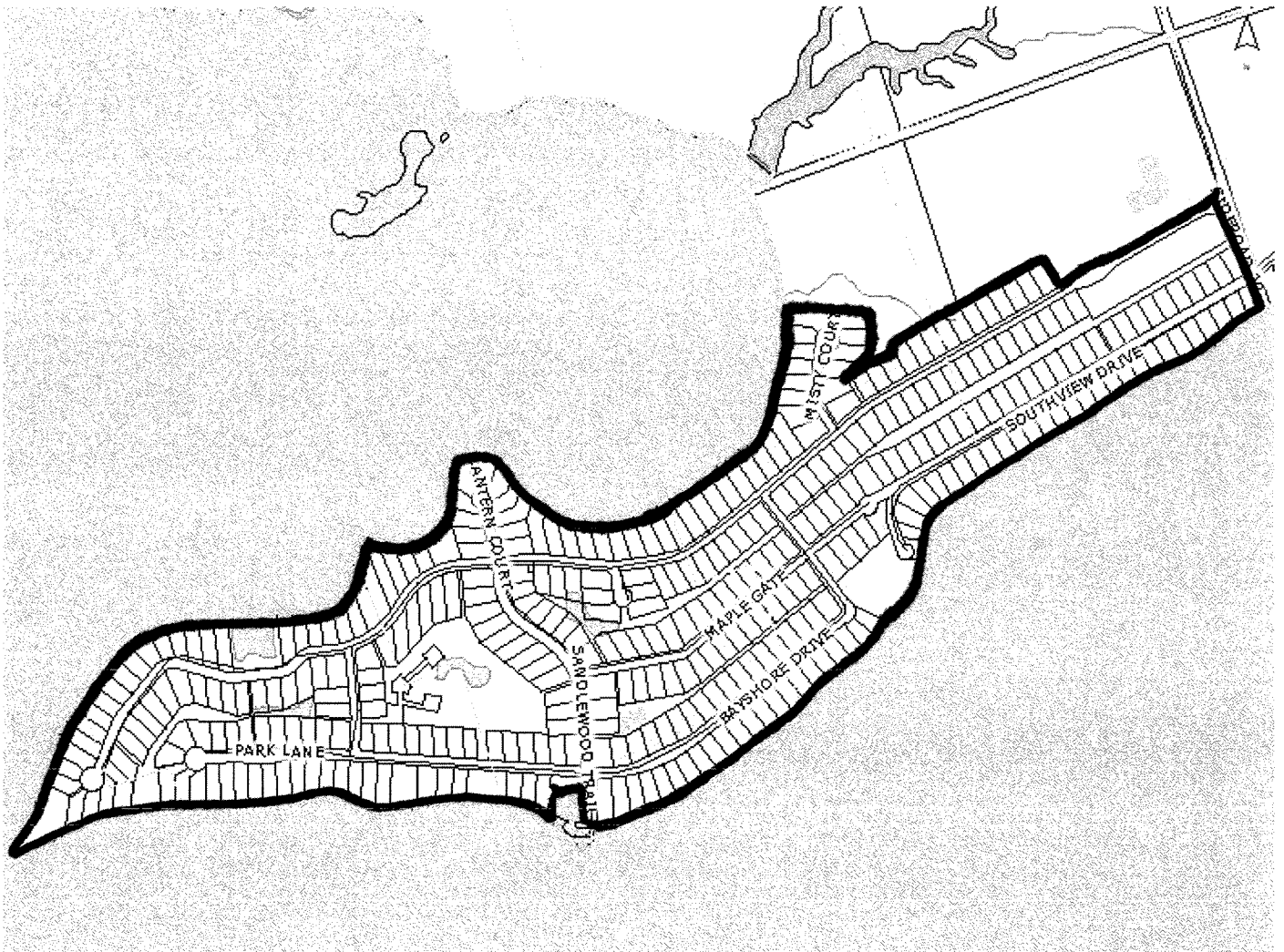
SCHEDULE "A" TO BYLAW 2005.72

PARK LANE WATER SYSTEM



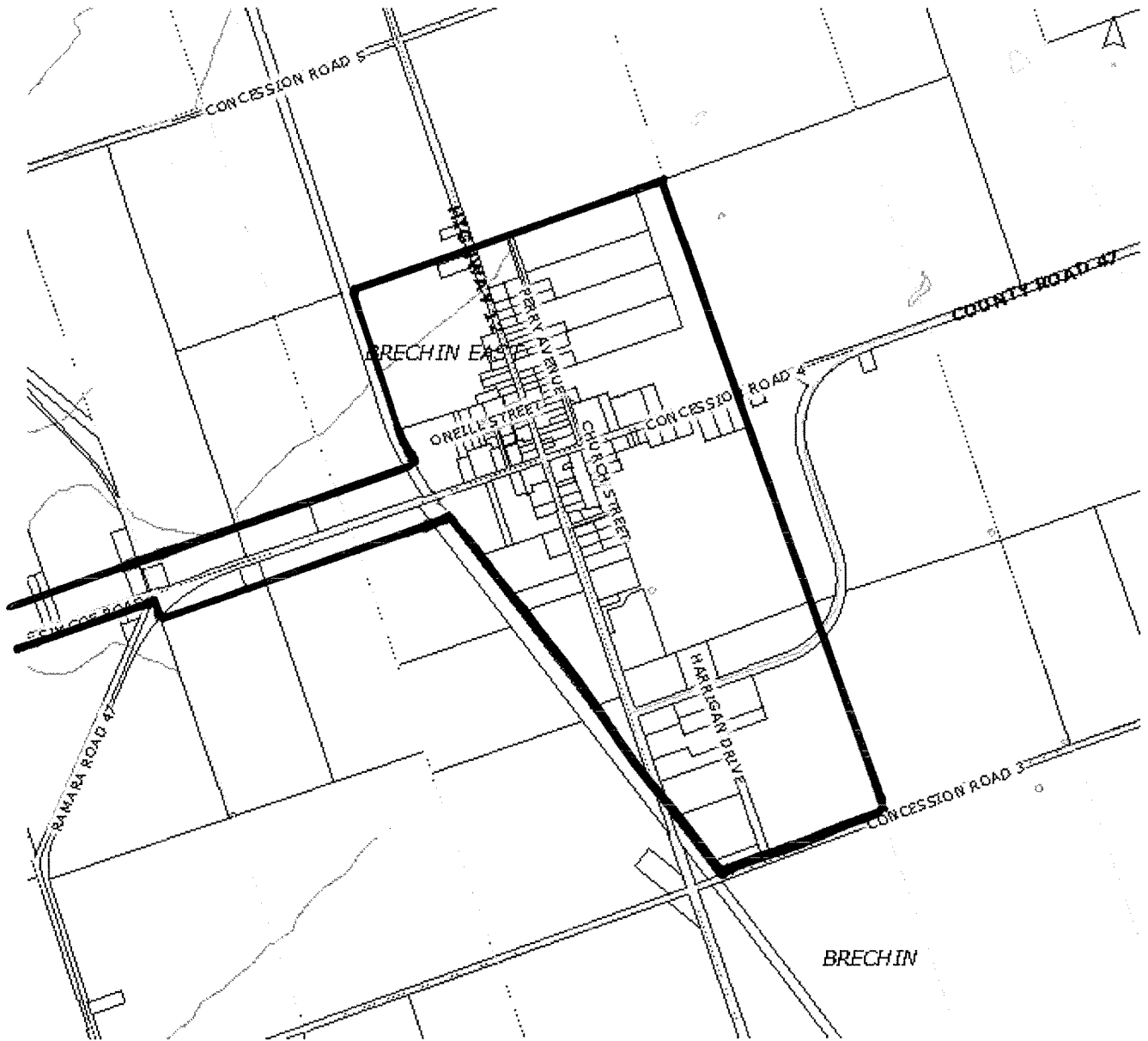
SCHEDULE "B" TO BYLAW 2005.72

BAYSHORE VILLAGE WATER SYSTEM



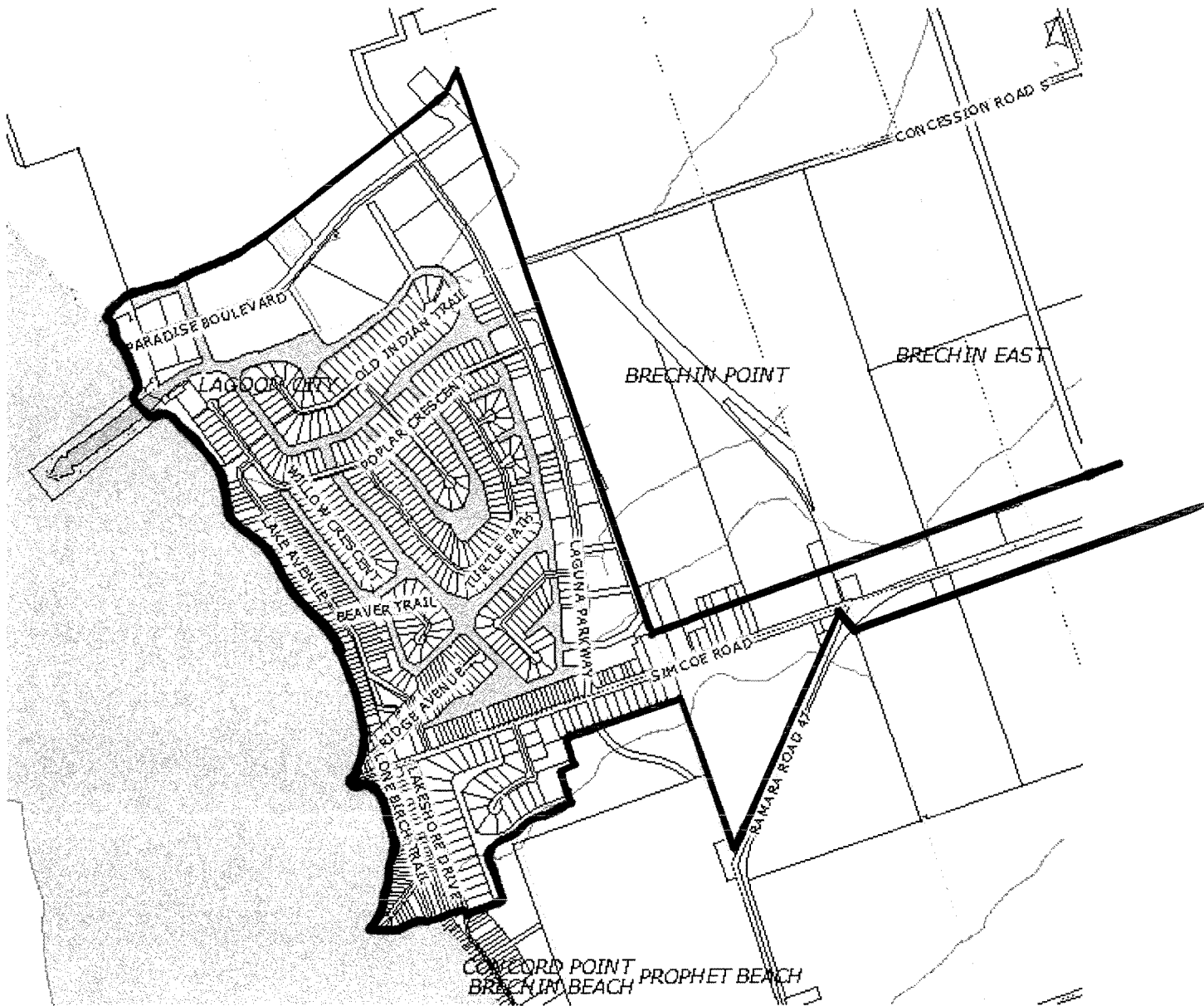
SCHEDULE "B" TO BYLAW 2005.72

BRECHIN/LAGOON CITY WATER SYSTEM



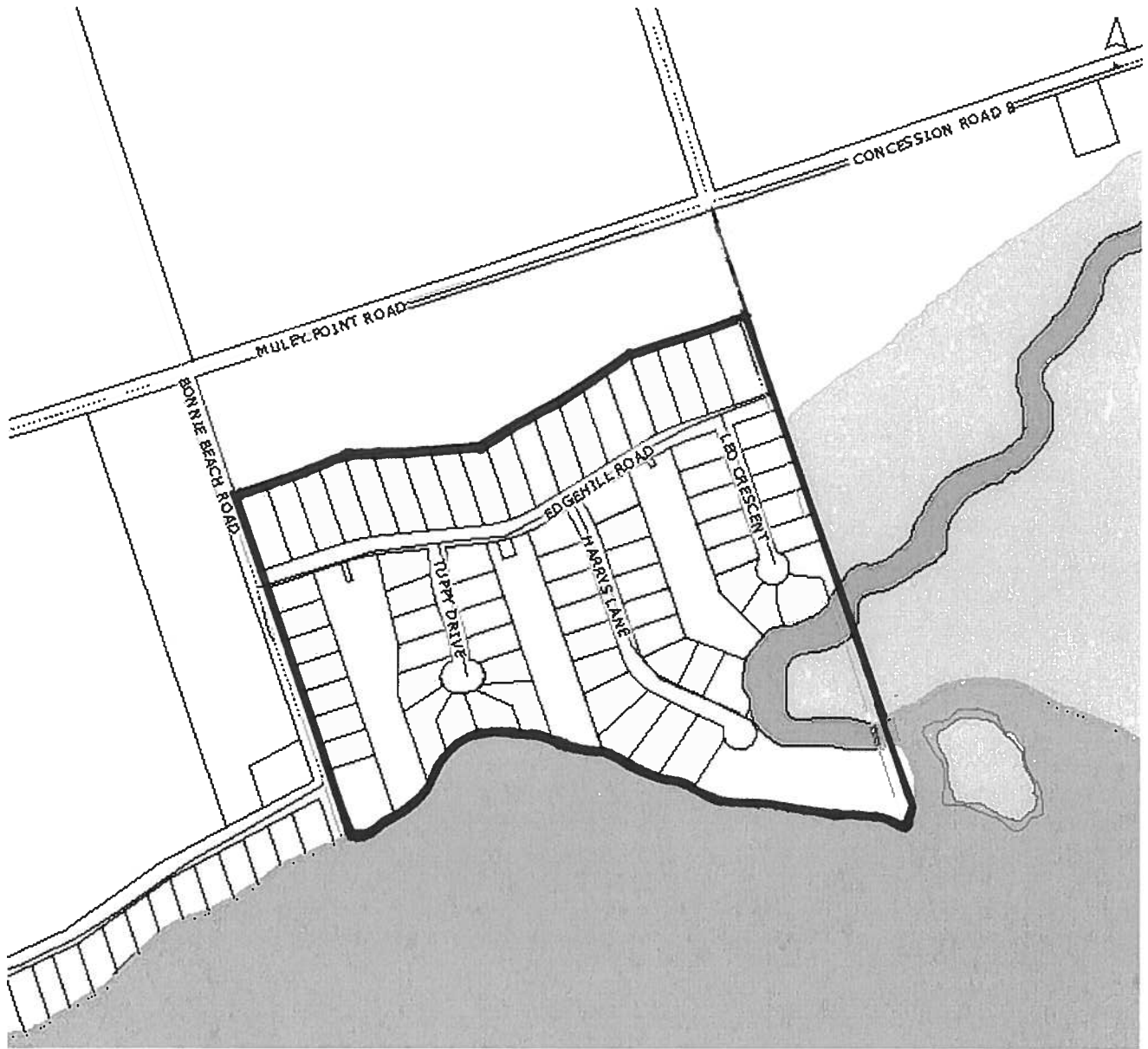
SCHEDULE "B" TO BYLAW 2005.72

BRECHIN/LAGOON CITY WATER SYSTEM



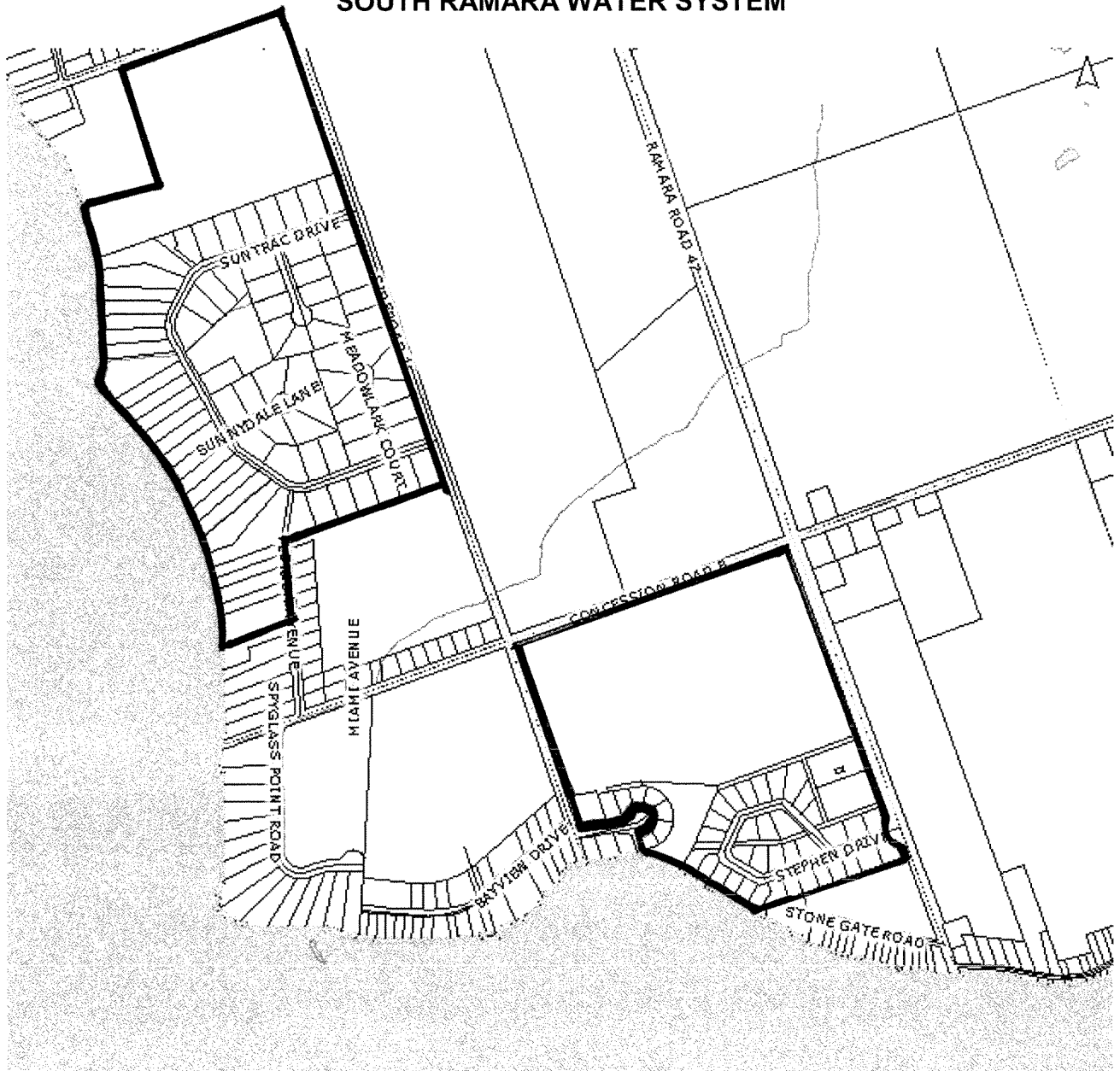
SCHEDULE "B" TO BYLAW 2005.72

VAL HARBOUR WATER SYSTEM



SCHEDULE "B" TO BYLAW 2005.72

SOUTH RAMARA WATER SYSTEM



SCHEDULE "C" TO BYLAW 2005.72

FINES

DESCRIPTION Short form wording	SECTION	SET FINE
Water when prohibited	3.1	\$100.00
Water on the wrong day	3.2	\$100.00
Water without a permit	3.3	\$200.00
Water during watering ban	3.4	\$500.00
Water outside of watering hours	3.5	\$100.00